

ROUTING AND TRANSMITTAL SLIP

Date

09/23/13

TO: (Name, office symbol, room number,
building, Agency/Post)

Initials

Date

1. Lorraine Ross

L Ross

9/23/2013

2. Rebecca Thomas

Rebecca Thomas

9/23/13

3. Bill Murray

Bill Murray

9/23/13

4. Kelcey Land

Sharon So 9/24/13

Kelcey Land

9/24/13

5. ~~Andrea Madigan~~

Tom

9/25/13

6.

7.

8.

9.

10.

<input type="checkbox"/> Action	<input type="checkbox"/> File	<input type="checkbox"/> Note and Return
<input type="checkbox"/> Approval	<input type="checkbox"/> For Clearance	<input type="checkbox"/> Per Conversation
<input type="checkbox"/> As Requested	<input type="checkbox"/> For Correction	<input type="checkbox"/> Prepare Reply
<input type="checkbox"/> Circulate	<input type="checkbox"/> For Your Information	<input type="checkbox"/> See Me
<input type="checkbox"/> Comment	<input type="checkbox"/> Investigate	<input checked="" type="checkbox"/> Signature
<input type="checkbox"/> Coordination	<input type="checkbox"/> Justify	

REMARKS

Additional work letter for BNSF (Libby OU6). Includes SOW for additional work and attached RI report outline.

pls cc Sharon Abendach as well

Thanks

I am here until 5:30 pm - Dania (x7122)

DO NOT use this form as a RECORD of approvals, concurrences, disposals,
clearances, and similar actions

FROM: (Name, org. symbol, Agency/Post)

Dania Zinner, EPR-SR

Room No. - Bldg.

5269

Phone No.

(303) 312-7122

OPTIONAL FORM 41 (Rev. 1-94)
Prescribed by GSA



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

Carver
Copy

Ref: 8ENF-L

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. David M. Smith
BNSF Railway Company
800 North Last Chance Gulch,
Suite 101
Helena, MT 59601

Re: Request For Additional Removal Action Pursuant to Administrative Order on Consent for Removal Action (Administrative Order), CERCLA Docket No. CERCLA-08-2003-0004, Libby Asbestos Site, Libby, Montana SSID #08-BC

Dear Mr. Smith:

As discussed and agreed at a meeting on September 5, 2013, the Remedial Investigation (RI) Report for Operable Unit 6 at the Libby Asbestos Site (Site) will be performed by BNSF Railway Company (BNSF) as an additional removal action in accordance with Section XXVII, **Additional Removal Action**, of the above referenced Administrative Order. This additional work shall be performed in accordance with all provisions of the Administrative Order and the Statement of Work (SOW) enclosed with this letter. Pursuant to Section XXVII of the Administrative Order, this letter is to notify you that the United States Environmental Protection Agency (EPA) has determined that an additional removal action is necessary at Operable Unit 6 of the Libby Asbestos Site (Site) to protect human health, welfare or the environment. Within 30 days of receipt of this letter, you are required to submit a work plan for the additional work that is consistent with the enclosed SOW and conforms to the applicable requirements of Section VIII (Work to Be Performed) of the Administrative Order.

The EPA is directing you to develop a Remedial Investigation Report to identify the nature and extent of the release of Libby Amphibole asbestos at the Site and to provide draft risk calculations as specified in the enclosed SOW. The work plan for additional work shall incorporate the schedule that is included in section 5 of the enclosed SOW. As provided in Section XXVII of the Administrative Order, upon the EPA's approval of the work plan pursuant to Section VIII of the Administrative Order, BNSF shall implement the plan for additional removal action in accordance with the provisions and schedule contained therein.

Please contact Lorraine Ross, EPA Enforcement Attorney, at (303) 312-6888 with any questions regarding this request. Any technical questions should be addressed to Dania Zinner at (303) 312-7122.

Thank you for your cooperation in this matter.

Sincerely,

BY: _____
Bill Murray
Director, Superfund Remedial Response Program
Office of Ecosystems Protection and Remediation

DATE: _____

BY: _____
Kelcey Land
Director, RCRA/CERCLA Technical Enforcement Program
Office of Enforcement, Compliance and Environmental Justice

DATE: _____

BY: _____
Andrea Madigan
Supervisory Attorney, Legal Enforcement Program
Office of Enforcement, Compliance and Environmental Justice

DATE: _____

Enclosure
Statement of Work

cc: Brooke Kuhl, General Attorney, BNSF Railway Company
Lorraine Ross, 8ENF-L
Dania Zinner, 8EPR-SR
Rebecca Thomas, 8EPR-SR





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REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

Concurrence
Copy

margins:
0.75" on all
4 sides

Ref: 8ENF-L

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RETURN RECEIPT REQUESTED

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note: There should
be only 1 space between
sentences.

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prefer on
left margin

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8ENF-L
L. M. Ross
9/23/2013

SEPR-SR
Robert J. Thomas
9/23/13
Murray
9/23/13
EP-SR

Savendeschau
9/24/13
8ENF-RC
J. J. F. PC
9/24/13
corrections
made
LHR

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Director, Superfund Remedial Response Program
Office of Ecosystems Protection and Remediation

BY: _____

DATE: _____

Kelcey Land RCRA/CERCLA
Director, Technical Enforcement Program
Office of Enforcement, Compliance and Environmental Justice

BY: _____

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Andrea Madigan
Supervisory Attorney, Legal Enforcement Program
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Enclosure

Statement of Work

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Lorraine Ross, 8ENF-L
Dania Zinner, 8EPR-SR
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